

REMARKS

Upon entering the above amendments, claims 5-16 will be pending in this application and are presented for examination. Claims 9 and 11-12 are allowable. Claims 5, 7-8, 10 and 13-16 stand rejected. Claims 5 and 10 have been amended.

Reconsideration of the application is respectfully requested in view of the above amendments to the claims and the following remarks. For the Examiner's convenience and reference, Applicants' remarks are presented in the order in which the corresponding issues were raised in the Office Action.

Amendments to claim 5 find support throughout the specification, particularly at page 23, lines 13-16 and page 18, lines 9-14. Applicants believe no new matter is present in this or any other portion of the present amendment.

I. Rejections under 35 U.S.C. § 112, 2nd paragraph

The Examiner has rejected claims 5, 7, 8, 10 and 13-16 of the instant application under 35 U.S.C. § 112, 2nd paragraph for allegedly being indefinite. To the extent the rejection is applicable to the amended set of claims, Applicants respectfully traverse the rejection.

As noted by the Examiner, line 15 of claim 5 recites "where R² and R³ is as defined above;". Applicants note that this phrase has been removed from claim 5, and that the definition of R² has been amended to define R³ as well. This amendment finds support in the specification at page 23, lines 13-16 and page 18, lines 9-14, where R² and R³ are defined as being selected from the same group of radicals. Accordingly, Applicants respectfully submit that R³ is now adequately defined in claim 5. As such, Applicants respectfully request that the rejection be withdrawn.

In view of the amendment to claim 5, Applicants respectfully submit that the Examiner's objection to claim 6 and further rejections of claims 7, 8, 10 and 13-16 have been overcome. Applicants respectfully request that the Examiner withdraw these rejections.

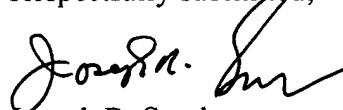
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The Examiner has also rejected claim 10 as allegedly lacking antecedent basis for A is "(piperidinyl-N)-C(=O)-". Applicants respectfully note that "(piperidinyl-N)-C(=O)-" has been removed from radical "A" in claim 10. Accordingly, Applicants respectfully request that the rejection be withdrawn.

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance and an action to that end is urged.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,



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